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EXECUTIVE SECRETARY

November 5, 2001

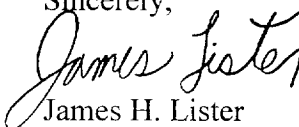
**Via Federal Express**

David Waddell, Executive Secretary  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37238

**RE: Complaint of BellSouth Telecommunications, Inc. Regarding the Practices of VarTec Telecom, Inc., d/b/a VarTec Telecom and Clear Choice Communications Company, in the Reporting of Percent Interstate Usage for Compensation for Jurisdictional Access Services - Docket No. 01-00906**

Dear Mr. Waddell:

Enclosed are the original and thirteen (13) copies of VarTec Telecom's Consent Motion for Extension of Time to Respond to Complaint. A copy is being provided to BellSouth Telecommunications, Inc. An extra copy is enclosed and I will ask that you stamp it as received and return it in the enclosed self-addressed stamped envelope.

Sincerely,  
  
James H. Lister

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In the Matter of

(2) On October 23, 2001 the TRA reduced the response time to 14 days, meaning a response was due on or about

November 2, 2001. It appears that VarTec was not given notice of the October 23 hearing.

(3) VarTec learned of the new response time today (November 5, 2001). Therefore, VarTec cannot prepare a response and file it within the response period as it was reduced on October 23, 2001.

(4) VarTec procured BellSouth's consent to an extension of the response time through November 13, 2001 and in a conference call today the Assigned Hearing Officer, the Honorable John Wike, agreed with VarTec and BellSouth that such extension was appropriate.

WHEREFORE, VarTec requests an extension of the response date through November 13, 2001. The form of a proposed Order is attached.

Respectfully submitted,

VarTec Telecom, Inc.

By Its Attorneys

James H. Lister  
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A handwritten signature in cursive script, reading "Andrew Pulliam / J.H.L.", written in dark ink.

Andrew J. Pulliam  
Tennessee Bar No. 16863  
McGuireWoods LLP  
1170 Peachtree Street, NE  
Suite 2100  
Atlanta, Georgia 30309-7649  
404-443-5742  
404-443-5777 fax

Certificate of Service

The undersigned certifies that on this 5<sup>th</sup> day of November, 2001 he caused the forgoing Motion and proposed Order to be sent by facsimile and deposited in first-class U.S. mail for delivery to:

Hon. John Wike  
Hearing Officer  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37238

Joelle Phillips, Esq.  
Guy Hicks, Esq.\*  
BellSouth Telecommunications, Inc.  
333 Commerce Street  
Suite 201  
Nashville, TN 37201-3300

  
James H. Lister, Esquire

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\* And by facsimile to Guy Hicks, Esquire at 615-214-1406

Before the  
TENNESSEE REGULATORY AUTHORITY  
Nashville, Tennessee

In the Matter of

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Complaint of BellSouth Telecommunications, Inc.	)
Regarding the Practices of VarTec Telecom, Inc.,	)
d/b/a VarTec Telecom and Clear Choice Communications	)
Company, in the Reporting of Percent Interstate	)
Usage for Compensation for Jurisdictional Access Services	)

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) Docket No. 01-00906

Order Extending Time To  
Respond to Complaint

Upon Motion of VarTec Telecom, Inc., and with the consent of Complainant BellSouth Telecommunications, Inc., it is this \_\_\_\_ date of November, 2001 Ordered that the date by which VarTec must respond to the complaint in this docket (which was previously reduced on October 23, 2001) is hereby extended to November 13, 2001.

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John Wike  
Hearing Officer

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